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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

AUCTION ACCELERATION CORP.,

Plaintiff,

v.

EBAY, INC., and AUCTIVA CORPORATION,

Defendants.

AUCTION ACCELERATION CORP.,

Plaintiff,

v.

EBAY, INC., and VENDIO SERVICES, INC.,

Defendants.

Case No. 5:14-CV-04045 EJD

Case No. 5:14-CV-04046 EJD

**STIPULATION AND ~~[PROPOSED]~~
ORDER TO FURTHER CONTINUE CASE
MANAGEMENT CONFERENCE
PENDING SETTLEMENT**

Date: May 28, 2015

Time: 10:00 a.m.

Judge: Hon. Edward J. Davila

Courtroom: 4

Pursuant to Civ. L.R. 6-2, Plaintiff Auction Acceleration Corp. and Defendants eBay Inc., Auctiva Corporation, and Vendio Services, Inc. by and through their attorneys of record, enter into this Stipulation and Proposed Order to Continue the Case Management Conference currently set for Thursday, May 28, 2015 at 10:00 a.m. in Courtroom 4, on the 5th Floor of the above-captioned court, before the Honorable Judge Edward J. Davila.

Plaintiff and Defendants previously reached an agreement in principle to resolve all remaining issues in the case including Plaintiff's claims for damages, royalties, and costs claimed in the lawsuit against Defendants. Counsel for all parties have engaged in diligent efforts to reach a written settlement agreement that resolves all remaining disputes in this case, but the parties have not yet finalized the settlement agreement. Accordingly, Defendants and Plaintiff have stipulated to further continue the Case Management Conference by one month, to provide the parties additional time to seek to document and finalize the settlement agreement.

Defendant and Plaintiff request that the Court continue the Case Management Conference in this matter to June 25, 2015 at 10:00 a.m., with joint case management statements to be filed with the Court by June 18, 2015. In the event settlement is reached by the parties and dismissals are filed with the Court on or before June 25, 2015, the Case Management Conference will automatically be removed from the Court's calendar.

IT IS SO STIPULATED.

Dated: May 22, 2015

By: /s/ Michael E. Zeliger

Michael E. Zeliger
David Simons
Jackson Ho
Ranjini Acharya

K&L GATES LLP

Attorneys for Defendants AUCTIVA
CORPORATION and VENDIO SERVICES,
Inc.

1 Dated: May 22, 2015

/s/ Jennifer S. Coleman

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10 Dated: May 22, 2015

/s/ Joseph P. Oldaker

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CERTIFICATION PURSUANT TO CIV. L.R. 5-1(i)(3)

Pursuant to Civil Local Rule 5-1(i)(3), I hereby certify that concurrence in the filing of this document has been obtained from the signatories for whom a signature is indicated by a conformed signature (/s/). I have on file records to support this concurrence for production for the Court if so ordered.

27 Dated: May 22, 2015

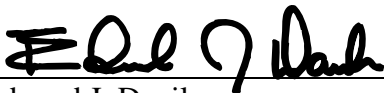
/s/ Ranjini Acharya

Ranjini Acharya

PURSUANT TO STIPULATION, IT IS SO ORDERED:

The Case Management Conference currently scheduled for May 28, 2015 is continued to June 25, at 10:00 a.m., with joint case management statements to be filed with the Court by June 18, 2015. In the event settlement is reached by the parties and dismissals are filed with the Court on or before June 25, 2015, the Case Management Conference will automatically be removed from the Court's calendar.

Date: 5/22/2015

By: 
Edward J. Davila
United States District Judge